

## Message Text

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PAGE 01 EC BRU 03268 01 OF 02 291114Z

20

ACTION OES-04

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-05 CIAE-00 DODE-00

INR-07 NSAE-00 PA-01 USIA-06 PRS-01 SP-02 IO-10 L-02

NSC-05 EB-07 NRC-05 COME-00 /069 W

----- 091615

R 111810Z APR 75

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 8653

INFO ALL EC CAPITALS 534

NRC BETHSESDA

ERDA GERMANTOWN

LIMITED OFFICIAL USE SECTION 1 OF 2 EC BRUSSELS 3268

C O R R E C T E D C O P Y (PARA THREE)

E.O. 11652: N/A

TAGS: TECH, ENRG, EEC

SUBJECT: LICENSES FOR NUCLEAR MATERIALS

REF: STATE 072180

EC BRUSSELS 02851

1. EC COMMISSIONER SIMONET CALLED US IN TO DELIVER AID-MEMOIRE TO MISSION TODAY INDICATING CONCERN ABOUT MARCH 31 DECISION OF NRC THAT IS RESULTING IN SUSPENSION OF EXPORT AND IMPORT LICENSES FOR NUCLEAR MATERIALS REQUIRED IN RESEARCH AND POWER REACTORS AND REQUESTING EARLY US-EC TALKS. AID-MEMOIRE NOTES NRC ACTION THREATENS ORDERLY DEVELOPMENT OF COMMUNITIES' NUCLEAR PROGRAM, AFFECTS EC PROGRAM AIMED AT REDUCING OIL IMPORTS, AND ACTION WAS TAKEN WITHOUT PRIOR CONSULTATION. MISSION HAS RECEIVED NUMBER OF PRESS INQUIRIES ABOUT PROBLEM. REQUEST DEPARTMENT ADVISE STATUS OF CONSIDERATION OF INDIVIDUAL LICENSING ACTIONS BY NRC AND ANY IDEA OF TIME REQUIRED TO CONSIDER PENDING APPLICATIONS FROM EC.

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PAGE 02 EC BRU 03268 01 OF 02 291114Z

2. FOR DEPARTMENT INFORMATION, THE EURATOM SUPPLY AGENCY AND

SIMONET ARE AWARE OF SITUATION REGARDING NRC DECISION TO REVIEW LICENSING APPLICATIONS ON INDIVIDUAL BASIS RATHER THAN ROUTINELY AS IN PAST. SOME CONFUSION STILL EXISTS IN MEMBER STATES AND THE EUROPEAN PRESS DUE TO INTERPRETING THE NRC DECISION AS AN EMBARGO RATHER THAN A CHANGE TO INDIVIDUAL REVIEW OF EACH LICENSE. WE HAVE ATTEMPTED TO CLARIFY THIS SITUATION BUT SOME ELEMENTS ARE USING IT AS ANOTHER EXAMPLE OF THE UNRELIABILITY OF SUPPLY FOR NUCLEAR MATERIALS AND EQUIPMENT FROM THE US. WE ARE ADVISING THAT DELAYS IN LICENSES BY NRC ARE DIFFICULT TO EVALUATE IN TERMS OF IMPACT ON A REACTOR'S OPERATION AS THE HANDLING OF THE MATERIAL IN THE US IS ONE STEP IN THE FUEL CYCLE WHICH PRECEDES BY 12 TO 24 MONTHS ACTUAL USE OF THE MATERIAL IN A REACTOR. SIMONET'S STAFF ADVISED THEY WERE ATTEMPTING TO AVOID ANY PRESS OVERREACTION TO THE AIDE-MEMOIRE. WE BELIEVE THE EARLIEST POSSIBLE GRANTING OF A FEW LICENSES BY NRC IS VERY IMPORTANT TO EMPHASIZE THAT THE NRC ACTION IS NOT AN EMBARGO BUT RATHER JUST A CHANGE IN PAST PROCEDURES.

3. FOLLOWING IS TEXT OF AIDE-MEMOIRE WITH ANNEX LISTING INDIVIDUAL SHIPMENTS IN 1975 OF CONCERN TO EC.

BEGIN TEXT

THE COMMISSION OF THE EUROPEAN COMMUNITIES TOOK NOTE OF THE ANNOUNCEMENT, PUBLISHED ON MARCH 31, 1975, BY THE UNITED STATES NUCLEAR REGULATORY COMMISSION OF ITS DECISION TO SUSPEND THE ISSUE OF ALL FURTHER UNITED STATES LICENSES TO EXPORT AND IMPORT NUCLEAR "REACTORS OR SIGNIFICANT QUANTITIES OF SOURCE OR SPECIAL NUCLEAR MATERIAL" PENDING REVISION OF THE REGULATIONS AND PROCEDURES GOVERNING THE ISSUE OF SUCH LICENSES.

AS THE TABLES ATTACHED TO THIS AIDE-MEMOIRE SHOW, THE DELAYS LIKELY TO RESULT FROM THIS DECISION - AS YET OF UNDETERMINED DURATION, WILL SERIOUSLY AFFECT A NUMBER OF PENDING IMPORTS IN THE COMMUNITY OF AMERICAN SOURCE AND SPECIAL NUCLEAR MATERIAL DESTINED TO RESEARCH AND POWER REACTORS, AS PROVIDED FOR IN CURRENT CONTRACTS SIGNED WITHIN THE FRAMEWORK OF THE ADDITIONAL AGREEMENT FOR CO-OPERATION EURATOM AND THE UNITED STATES.

THE COMMISSION NOTES THAT THE UNITED STATES GOVERNMENT THUS INTERFERES WITH THE EXECUTION OF THESE CONTRACTS WHICH WERE CONCLUDED UNDER THE AGREEMENT FOR CO-OPERATION, THE BASIC OBJECTIVE OF WHICH LIMITED OFFICIAL USE

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PAGE 03 EC BRU 03268 01 OF 02 291114Z

IS TO ENSURE THE COMMUNITY A REGULAR SUPPLY OF NUCLEAR FUEL. SUCH A DECISION, TAKEN WITHOUT PRIOR CONSULTATION, HENCE MAKING IT IMPOSSIBLE FOR THE COMMISSION TO EXPLAIN THE REASONS THEREFORE TO THE USERS IN THE COMMUNITY, IS LIABLE TO THREATEN THE ORDERLY DEVELOPMENT OF THE COMMUNITY'S NUCLEAR PROGRAMMES, AND GIVES RISE TO SERIOUS CONCERN REGARDING THE SECURITY OF SUPPLY FROM THE UNITED STATES. THIS SITUATION IS ALL THE MORE REGRETTABLE IN THE LIGHT OF THE

RECENT ADOPTION BY THE COMMUNITY OF A NUCLEAR ENERGY DEVELOPMENT PROGRAMME WHICH IS AIMED IN PARTICULAR AT REDUCING THE COMMUNITY'S OIL IMPORTS. THIS AIM, WHICH IS SUPPORTED BY THE UNITED STATES ITSELF, IS ALSO THAT OF THE OTHER INDUSTRIALIZED OIL IMPORTING COUNTRIES. THE COMMISSION, THEREFORE, DEEMS IT NECESSARY THAT TALKS BE HELD WITHOUT DELAY BETWEEN THE COMMUNITY AND THE UNITED STATES AUTHORITIES, IN ORDER TO CLARIFY THE SCOPE OF THE DECISIONS TAKEN AS WELL AS TO WEIGH STEPS TO BE UNDERTAKEN WITH A VIEW TO ENSURING THE PROPER EXECUTION OF SUPPLY CONTRACTS UNDER THE UNITED STATES-EURATOM AGREEMENT.

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PAGE 01 EC BRU 03268 02 OF 02 120418Z

10

ACTION OES-04

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-05 CIAE-00 INR-07

IO-10 L-02 NSAE-00 NSC-05 EB-07 NRC-05 COME-00

DODE-00 PA-01 USIA-06 PRS-01 SP-02 /069 W

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R 111810Z APR 75

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 8654

INFO ALL EC CAPITLAS 535

NRC BETHESDA

ERDA GERMANTOWN

LIMITED OFFICIAL USE SECTION 2 OF 2 EC BRUSSELS 3268

(FOLLOWING IS GRAPH AND FOR USE BASICALLY FOR SECSTATE USE ONLY)

SUPPLY OF NATURAL URANIUM FROM THE US FOR 1975

CONTRACT	SELLER	BUYER	FORM OF	TONS OF	EXPECTED
REFERENCE			THE	NAT. U	DELIVERY
AGN		PRODUCT		DATES(1975)	

-- WESTERN NUCLEAR AGIP U308 288 DECEMBER  
51 GETTY OIL KWU " 148 SOLD ON DEC. 27THN

1974 NO EXPORT LIC-

3,3 70 59 -04 3RD

53 NAC SGM/SYNATOM " 192 JULY 1ST

54 AMER. ELECTR. KWU " 77 PAID ON DEC. 30TH,  
POWER DELIVERY NOT YET

CONFIRMED 1974

57 DETROIT EDISON GKNECKARWEST. 7308 55 US AGREEMENT NOT YET  
RECEIVED

UF6 185 SUPPLY DUE ON MARCH 1ST

60 HOMESTAKE KWU U3O8 13.5-96 1975

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PAGE 02 EC BRU 03268 02 OF 02 120418Z

61 NAC KWU " 74 DELIVERY EXPECTED ON  
FEB 7TH BUT EXPORT  
LICENCE NOT YET  
ISSUED UP TO APRIL 3RD

62 DAWNING MIN. KWU " 154 DELIVERY AFTER MARCH  
31ST NOT YET EXPORT  
LICENCE

SUPPLY OF POWER REACTORS FOR THE YEAR 1975 - ENRICHED URANIUM  
FROM USACE NOW ERDA LOW ENRICHMENT (5 PCT IF NOT SPECIFIED  
ELSEWHERE)

REFERENCE OF BUYER NET TONS QUANTITIES OF PERIOD  
CONTRACT (AGT NUCLEAR POWER SEP. ENRICHED U OF THE YEAR  
IF NOT SPEC. PLAND IN WORK UNIT STILL TO BE 1975 FOR  
ELSEWHERE) MWE FOR 1975 DELIVERED WHICH FUTURE  
FROM APPEN- DELIVERIED  
DIX A TO THE WERE EXPECTED  
CONTRACT

4 KW OBRIGHEIM 238 64 11.0 T NOV.  
10/41 KK STADE 630 82 18.6T JUNE  
25 SEMO TIHANGE 870 124 25.4T AUG-SEPT  
26 PHILIPPSBURG I 864 135 29.0T JUL-SEPT  
26 PHILIPPSBURG II 864 318 42.0T OCT.-DEC  
27 VEW UENTROP  
(ENRICHM. 93PCT) 300 44 48KG MAY  
28 DOEL I AND II 350&350 59&60 10.6T OCT-NOV  
29 BIBLIS A 1 150 125 32.5T MAY-JUL  
40 KRB DUNDREMMINGEN 237 34 5.0T OCT.  
01/100 UNTERWESER 1 230 268 31.6T APR-SEP  
01/101 KK ISAR I 870 91 53.8T AUG-SEP  
01/138 (27(ROLLING STOCK) - 16 73.0T MAY  
01/140 NECKARWESTHEIM II 760 320 38.0T MAY-JUN  
(FROM DETROIT EDISON)  
PDPI/2 TRINO/ENEL 242 REQURIEMENT 8.6T MAY-JUN

PDPI/4 CHOOZ/SENA 275 REQUIREMENT 11.0T NOV

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PAGE 03 EC BRU 03268 02 OF 02 120418Z

SUPPLY OF RESEARCH REACTORS FOR THE YEAR 1975 - ENRICHED URANIUM  
FROM USAEC NOW ERDA

CONTRACT BUYER/ ENRICHMENT QUANTITIES OF DATE OF EXPECTED  
REFERENCE RACTOR PCT ENRICH. UR AS OF DATE FOR  
FROM THE CON- FEED DELIVERY  
TRACT OR TIME DELIV. OF PROD.  
TO TIME (1975) 1975  
AGREEMENT

ACT/7 CEA 1,28-1,41 7 T -- JULY  
" :3- 93 148 KG -- JULY  
ACT/137 AVR, JULICH 93 45 KG -- STOPPED IN THE  
U.S. SINCE DEC.  
15TH, 1974  
ACT/139&141 GDK 40-63 827 KG SEPT DEC.  
NUKEM 93 52 KG JAN. APRIL  
(OR EARLIER)  
NUKEM 93 63 KG FEB MAY  
DAEC 93 24 KG JULY OCT  
GKSS 92 22 KG NOV-DEC  
FEB-MAR  
1976  
TO BE EFFECTED ASAP  
(WITH FIRST IN DUE TIME  
BY DELIVERY AGT/139  
& 141, UG/COMURHEX  
ORDER FRJ 1,2 93 36 KG IF POSSIBLE)  
MARCH 5TH JULICH  
ORDER OF  
ARPIL 4TH NUKEM-PETTEN 93,15 16 KG MAY SEPT  
CONTR. OF ESSOR, ISPRA 93 46 KG -- OCT 1975

NOTE: ASAP MEANS AS SOON AS POSSLBLE AND ESSOR, ISPRA NOTE  
SUPPLIED BY THE UNITED STATES NUCLEAR INC.  
END GREENWALD

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## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** EXPORT LICENSES, NUCLEAR WEAPONS, FISSIONABLE MATERIALS TRANSFER  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 11 APR 1975  
**Decapton Date:** 01 JAN 1960  
**Decapton Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975ECBRU03268  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750149-1020, D750127-1026  
**From:** EC BRUSSELS  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750459/aaaaccop.tel  
**Line Count:** 269  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION OES  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 5  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 072180  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** MorefiRH  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 16 APR 2003  
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**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LICENSES FOR NUCLEAR MATERIALS  
**TAGS:** TECH, ENRG, US, EEC  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006